

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DANIEL STRUB,
Plaintiff,
v.
YOUTUBE, LLC and GOOGLE INC.,
Defendants.

Case No. C 13-04704 RS

STIPULATION AMENDING CASE
MANAGEMENT SCHEDULING ORDER.
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Pursuant to Local Rule 6-2, Plaintiff Daniel Strub and Defendants YouTube, LLC and Google Inc. (collectively, the “Parties”), by and through their respective counsel of record, stipulate as recited below and jointly request that the Court amend the current case management schedule as set forth below.

WHEREAS, on January 23, 2014, this Court entered a Case Management Scheduling Order (Dkt. 46);

WHEREAS, on April 4, 2014, this Court entered a Stipulation and Order Amending Case Management Scheduling (Dkt. 57);

WHEREAS, the parties agreed to extend the deadline to exchange Patent Local Rule 4-1 Preliminary Claim Constructions and Extrinsic Evidence (“Preliminary Claim Constructions”) to May 23, 2014;

WHEREAS, on May 22, 2014, Plaintiff informed Defendants of its intention to serve a proposed amended Patent Local Rule 3-1 Disclosure of Asserted Claims and Infringement Contentions (“Proposed Amended Infringement Contentions”) and the parties agreed to further extend the deadline to exchange Preliminary Claim Constructions until after service of Plaintiff’s Proposed Amended Infringement Contentions;

1 WHEREAS, on May 30, 2014, Plaintiff served its Proposed Amended Infringement
 2 Contentions;

3 WHEREAS, Defendants believe that Plaintiff's Proposed Amended Infringement
 4 Contentions are baseless and, among other things, fail to comply with the specificity requirements
 5 of Patent Local Rule 3-1; and

6 WHEREAS, Plaintiff disputes Defendants' characterization, but has agreed, without
 7 prejudice, to provide further specificity in its Proposed Amended Infringement Contentions;

8 THEREFORE, subject to the Court's approval, the Parties stipulate that the deadlines set
 9 in the Case Management Scheduling Order should be amended as follows:

11	6/23/14	Plaintiff to serve revised Proposed Amended Infringement Contentions.
12	7/7/14	Parties to exchange Preliminary Claim Constructions pursuant to Pat. L.R. 4-2.
13	7/21/14	Parties to file Joint Claim Construction & Prehearing Statement pursuant to Patent L.R. 4-3.
14	8/4/14	Claim Construction Discovery Cut-Off pursuant to Pat. L.R. 4-4.
15	8/4/14	Strub to file Opening Brief on Claim Construction pursuant to Patent L.R. 4-5(a).
16	8/18/14	YouTube to file Responsive Brief on Claim Construction pursuant to Patent L.R. 4-5(b).
17	8/25/14	Strub to file Reply Brief on Claim Construction pursuant to Patent L.R. 4-5(c).
18	Friday, 9/5/14 at 10:00 a.m.	Tutorial and <i>Markman</i> hearing.

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 25 IT IS SO ORDERED:

26 DATED: 6/10, 2014


 27 RICHARD SEEBORG
 28 United States District Judge

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2 Dated: June 9, 2014

3 SCHUBERT JONCKHEER & KOLBE LLP
4 Robert C. Schubert
5 Willem F. Jonckheer

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7 OSTRAGER CHONG FLAHERTY
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21 *Attorneys for Defendants YouTube, LLC
and Google Inc.*

ATTESTATION

I, Glenn F. Ostrager, am the ECF User whose ID and password being used to file this Stipulation. In compliance with General Order 45,X.B., I hereby attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatories.

Dated: June 9, 2014

/s/ Glenn F. Ostrager
Glenn F. Ostrager